

## UNITED STATES DISTRICT COURT

for

WESTERN DISTRICT OF TENNESSEE

WESTERN DIVISION

FILED BY JE D.C.

05 JUL -5 AM 9: 57

U.S.A. vs. Smith, AmandaDocket No. 2:02CR20368-001THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

## Petition on Probation and Supervised Release

COMES NOW Gerald Hunt PROBATION OFFICER OF THE COURT presenting an official report upon the conduct and attitude of Amanda Smith who was placed on supervision by the Honorable Bernice Donald sitting in the court at Memphis, TN on the 10th day of January, 2003 who fixed the period of supervision at two (2) years\*, and imposed the general terms and conditions theretofore adopted by the court and also imposed special conditions and terms as follows:

1. The defendant shall participate in a drug treatment/testing program as directed by the Probation Office.
2. The defendant shall obtain and maintain full-time employment.

\*Supervised Release began on February 19, 2004.

## RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

(If short insert here; if lengthy write on separate sheet and attach)

SEE ATTACHED

PRAYING THAT THE COURT WILL ORDER a Summons be issued for Amanda Smith to appear before the United States District Court to answer charges of violation of Supervised Release.

## ORDER OF COURT

Considered and ordered 18th day of July, 2005 and ordered filed and made a part of the records in the above case.

Thomas M. Gould  
United States District Judge

I declare under penalty of perjury that the foregoing is true and correct.

Executed

on July 29, 2005Gerald Hunt

U. S. Probation Officer

Place: Memphis, TN

This document entered on the docket sheet in compliance  
with Rule 55 and/or 32(b) FRCP on 7/6/05

16

RE: **Amanda Smith**

**Docket Number: 2:02CR20368-01**

**Page 2**

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:**

The defendant has violated the following conditions of her Supervised Release:

**The defendant shall participate in drug treatment/testing as directed by Probation Officer.**

On February 19, 2004, Ms. Smith was referred to Professional Counseling Center for drug treatment/testing.

Ms. Smith failed to attend drug counseling on eleven (11) occasions from November 1, 2004 to May 26, 2005.

Ms. Smith failed to submit drug screens on eleven (11) occasions from November 1, 2004 to May 26, 2005.

On May 26, 2005, Ms. Smith was discharged from Professional Counseling Center due to continuous non-compliance with treatment.

(If different than above):

[illegible]

**11. Sentencing Options for Grade B and C Violations Only (Check the appropriate box):**

<input checked="checked" type="checkbox"/>	(a) If the minimum term of imprisonment determined under §7B1.4 (Term of Imprisonment) is at least one month but not more than six months, §7B1.3(c)(1) provides sentencing options to imprisonment.
<input type="checkbox"/>	(b) If the minimum term of imprisonment determined under §7B1.4 (Term of Imprisonment) is more than six months but not more than ten months, §7B1.3(c)(2) provides sentencing options to imprisonment.
<input type="checkbox"/>	(c) If the minimum term of imprisonment determined under §7B1.4 (Term of Imprisonment) is more than ten months, no sentencing options to imprisonment are available.

**Mail documents to: United States Sentencing Commission, 1331 Pennsylvania Avenue, N.W.  
Suite 1400, Washington, D.C., 20004, Attention: Monitoring Unit**

## 12. Unsatisfied Conditions of Original Sentence

List any restitution, fine, community confinement, home detention, or intermittent confinement previously imposed in connection with the sentence for which revocation is ordered that remains unpaid or unserved at the time of revocation (see §7B1.3(d)):

Restitution (\$) N/A Community Confinement N/A

Fine (\$) N/A Home Detention N/A

Other N/A Intermittent Confinement N/A

### 13. Supervised Release

If probation is to be revoked, determine the length, if any, of the term of supervised release according to the provisions of §§5D1.1-1.3 {see §§7B1.3(g)(1)}.

Term: \_\_\_\_\_ to \_\_\_\_\_ years

If supervised release is revoked and the term of imprisonment imposed is less than the maximum term of imprisonment impossible upon revocation, the defendant may, to the extent permitted by law, be ordered to recommence supervised release upon release from imprisonment {see 18 U.S.C. §3583(e) and §7B1.3(g)(2)}.

Period of supervised release to be served following release from imprisonment: \_\_\_\_\_

#### 14. Departure

List aggravating and mitigating factors that may warrant a sentence outside the applicable range of imprisonment:

[illegible]

15. Official Detention Adjustment {see §7B1.3(e)}: \_\_\_\_\_ months \_\_\_\_\_ days

**Mail documents to: United States Sentencing Commission, 1331 Pennsylvania Avenue, N.W.  
Suite 1400, Washington, D.C., 20004, Attention: Monitoring Unit**



## Notice of Distribution

This notice confirms a copy of the document docketed as number 16 in case 2:02-CR-20368 was distributed by fax, mail, or direct printing on July 6, 2005 to the parties listed.

---

Thomas A. Colthurst  
U.S. ATTORNEY'S OFFICE  
167 N. Main St.  
Ste. 800  
Memphis, TN 38103

Honorable Bernice Donald  
US DISTRICT COURT